

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

Case No: 1:22-cv-22538 (Altman/Reid)

PIERCE ROBERTSON, et al,

Plaintiffs,

v.

MARK CUBAN, et al.

Defendants.

**DEFENDANTS MARK CUBAN’S AND DALLAS BASKETBALL LIMITED’S
MOTION FOR LEAVE TO FILE A SUR-REPLY TO PLAINTIFFS’ “MOTION TO
REOPEN AND FOR LEAVE TO FILE [SECOND] AMENDED COMPLAINT
UNSEALED, IN THE PUBLIC COURT FILE” (ECF NO. 113)**

Defendants Mark Cuban and Dallas Basketball Limited d/b/a Dallas Mavericks (the “Defendants”) respectfully move the Court for permission to file a sur-reply to briefly respond to certain statements in Plaintiffs’ reply in support of “Plaintiffs’ Motion to Reopen Case, and for Leave to File [Second] Amended Complaint Unsealed, in the Public Court File” (ECF No. 113). Defendants’ Proposed Sur-Reply to Plaintiffs’ “Motion to Reopen and for Leave to File [Second] Amended Complaint Unsealed, in the Public Court File” is attached hereto as **Exhibit A**.

CERTIFICATE OF GOOD-FAITH CONFERENCE

Pursuant to Local Rule 7.1(a)(3)(A), I hereby certify that counsel for the movants/Defendants conferred with Plaintiffs’ counsel via telephone conference in a good faith effort to resolve the issues raised in this Motion for Leave to File A Sur-Reply, but have been unable to resolve those issues.

Respectfully submitted this 1st day of May 2023.

/s/ Christopher E. Knight

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 1, 2023, the foregoing document was electronically filed with the Clerk of the Court using CM/ECF. I ALSO CERTIFY that the foregoing document is being served this day on all counsel of record on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

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